

AMENDED IN ASSEMBLY MARCH 28, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

## ASSEMBLY BILL

No. 1945

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Introduced by Assembly Member Wieckowski

February 19, 2014

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An act to amend Section ~~1418.6~~ of the Health and Safety Code, ~~703.020~~ of the Code of Civil Procedure, relating to ~~long-term health care facilities~~; to civil actions.

### LEGISLATIVE COUNSEL'S DIGEST

AB 1945, as amended, Wieckowski. ~~Long-term health care facilities. Enforcement of money judgments: exemptions.~~

*Under existing law, certain property is exempted from enforcement of money judgments. Existing law permits the spouse of a judgment debtor to claim an exemption in the case of community property, whether or not the spouse is also a judgment debtor under the judgment.*

*This bill would also permit a domestic partner to claim an exemption in the case of community property.*

~~Under existing law, the State Department of Public Health regulates the licensure and operation of various health facilities, including long-term health care facilities. Existing law prohibits a long-term health care facility from accepting or retaining a patient for whom it cannot provide adequate care.~~

~~This bill would make technical, nonsubstantive changes to that provision.~~

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     *SECTION 1. Section 703.020 of the Code of Civil Procedure*  
2     *is amended to read:*

3     703.020. (a) The exemptions provided by this chapter apply  
4     only to property of a natural person.

5     (b) The exemptions provided in this chapter may be claimed by  
6     any of the following persons:

7     (1) In all cases, by the judgment debtor or a person acting on  
8     behalf of the judgment debtor.

9     (2) In the case of community property, by the spouse of the  
10    judgment debtor, whether or not the spouse is also a judgment  
11    debtor under the judgment.

12    (3) *In the case of community property, by the domestic partner*  
13    *of the judgment debtor, as defined in Section 297 of the Family*  
14    *Code, whether or not the domestic partner is also a judgment*  
15    *debtor under the judgment.*

16    ~~SECTION 1. Section 1418.6 of the Health and Safety Code is~~  
17    ~~amended to read:~~

18    ~~1418.6. A long-term health care facility shall not accept or~~  
19    ~~retain a patient for whom it cannot provide adequate care.~~